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**JAN 29 2007**

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**FACSIMILE TRANSMISSION SHEET**

TO: Examiner Elli Peselev

U.S. Patent and Trademark  
Office

571-273-8300

FROM: Jeanne M. Brashear

RE: U.S. Patent Application No. 10/758,939; Atty. Docket No. 28594/41530

PAGES (INCLUDING THIS PAGE): 9

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.

Dated: January 29, 2007

Signature: Jeanne M. Brashear  
(Jeanne M. Brashear)**REPLY UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
TECHNOLOGY CENTER 1623**Docket No.: 28594/41530  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Stephen Carter et al.

Application No.: 10/758,939

Confirmation No.: 6534

Filed: January 15, 2004

Art Unit: 1623

For: METHODS OF MODULATING IL-6

Examiner: Elli Peselev

**AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated October 30, 2006, finally rejecting claims 53-78, please amend the above-identified U.S. patent application as indicated below. The present amendment complies with 37 C.F.R. § 1.116(b)(1) and (2) in placing issues in better condition for appeal. Accordingly, the applicant requests that the examiner exercise discretion in favor of entering the present amendment.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.